

REMARKS

Reconsideration and allowance of the subject application are respectfully requested.

Claims 1-44 are all the claims pending in the application.

The Examiner has indicated that the Information Disclosure Statement filed on August 31, 2001 has not been considered as allegedly not compliant with 37 C.F.R. § 1.98(a)(1). However, Applicant submits that the Information Disclosure Statement filed on August 31, 2001 is in compliance with 37 C.F.R. § 1.98(a)(1), and further that neither a PTO 1449 nor a MODIFIED PTO/SB/08 is required under the Rule. Nevertheless, for the convenience of the Examiner, Applicant herein provides a MODIFIED PTO/SB/08 listing the references submitted in the Information Disclosure Statement filed on August 31, 2001. Accordingly, Applicant respectfully requests that the Examiner consider and initial the Information Disclosure Statement filed on August 31, 2001.

Claims 1-44 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Voit et al. (U.S. Pat. No. 5,805,682; hereinafter "Voit"). Applicant respectfully traverses this rejection.

Claim 1 recites, in part:

an intercept unit connected to a telephone network and
intercepting data concerning a telephone call being made to a
user's telephone number[.]

Thus, claim 1 requires, *inter alia*, that the intercept unit intercept data concerning a telephone call.

By contrast, Voit only obtains data concerning a telephone call by querying caller information from a database. See Voit, Abstract, and FIGS. 3, 4, 5A and 5B. In other words, Voit does not intercept the data concerning a telephone call being made to a user's telephone.

Claim 1, however, requires “an intercept unit connected to a telephone network and intercepting data concerning a telephone call being made to a user’s telephone number[.]” On the other hand, Voit merely detects a triggering event, i.e. a phone call to customer A, then the signal switching point (SSP) sends a query to an integrated services control point (ISCP). The ISCP then retrieves calling party information from the database. Therefore, Voit fails to teach or suggest the above-identified limitation of claim 1.

Consequently, Applicant submits that Voit fails to teach or suggest all of the claimed features of claim 1. As such, Applicant submits that claim 1 is patentable over Voit, at least for the reasons stated above.

Claims 19, 20, 29 and 39 all recite features similar to the above-identified requirement of claim 1. Therefore, Applicant submits that Voit fails to teach or suggest all of the claimed features of claims 19, 20, 29 and 39, at least for reasons analogous to those mentioned above with regard to claim 1.

Similarly, Applicant submits claims 2-18, 21-28, 30-38 and 40-44 are also patentable over Voit, at least by their respective dependency on claims 1, 19, 20, 29 and 39.

Accordingly, Applicant respectfully requests that the Examiner reconsider and withdraw the rejections of claims 1-44.

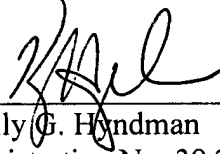
In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly invited to contact the undersigned attorney at the telephone number listed below.

AMENDMENT UNDER 37 C.F.R. § 1.111
U.S. APPLN. NO.: 09/917,896

ATTY. DOCKET NO. Q64011

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



Kelly G. Hyndman
Registration No. 39,234

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE
23373
CUSTOMER NUMBER

Date: March 6, 2006